

**Posted – October 2, 2008**

**REGULAR MEETING OCTOBER 6, 2008**

**TOWN COUNCIL OF THE TOWN OF MIDDLETOWN, RHODE ISLAND**

**The following items of business, having been filed with the Town Clerk under the Rules of the Council, will come before the Council at a regular meeting to be held on Monday, October 6, 2008 at 7:00 P.M. (EXECUTIVE SESSION – 6:00 P.M.) at the Middletown Town Hall, 350 East Main Road, Middletown, Rhode Island.**

**Any person not a member of the Council, desiring to address the Council concerning a matter on the docket of the Council, not the subject of a Public Hearing, shall submit a written request to the Town Clerk stating the matter upon which he desires to speak. Persons are permitted to address the Council for a period not to exceed five (5) minutes.**

**EXECUTIVE SESSION**

**Pursuant to provisions of RIGL, Sections 42-46-2., 42-46-4 and 42-46-5 (a) (2) litigation, (1) personnel (Town Administrator) and (2) Collective Bargaining (Public Works).**

## **ACTING AS A BOARD OF LICENSE COMMISSION**

### **1. Public Hearing (Advertised)**

**Application of Aquidneck Package Store, Inc., dba Aquidneck Liquors holder of a Class A Alcoholic Beverage License for premises located at 15 East Main Road, Middletown, to TRANSFER 100% of stock in said corporation.**

**2. Application of Saigon Café, Inc. dba Saigon Café holder of a Class BV Alcoholic Beverage License for premises located at 823 West Main Road, Middletown, to TRANSFER 100% of stock in said corporation. (Requires Advertising for Public Hearing)**

**3. Application of Aquidneck Health, LLC dba Newport Athletic Club holder of a Class BV Alcoholic Beverage License, to reclassify its current Retailer's Alcoholic Beverage License for premises located at 66 Valley Road, Middletown, Rhode Island, from Class BV (Full Service) to Class BL (Beer and Wine).**

**4. Applications received from the following named persons, firms or corporations for RENEWAL of Alcoholic Beverage Licenses for the 2008-2009 licensing year. (Requires Advertising for Public Hearing) (See attached list)**

## **CONSENT CALENDAR**

- 1. Approval of Minutes – Regular Meeting, September 15, 2008.**
- 2. Communication of City Clerk, City of Newport, with enclosure, re: Requesting the Town to adopt a resolution to persuade RIPTA to maintain the current level of service.**
- 3. Resolution from the City of Providence, re: Proclaiming the month of September “Ovarian Cancer Awareness Month”.**
- 4. Memorandum of Town Administrator, with enclosures, re: Letter Opposing Offshore Wind Farms.**
- 5. Communication of Town Administrator, with enclosures, re: Tax Collector’s report for period ending August 31, 2008.**
- 6. Communication of Town Administrator, with enclosures, re: Financial Statements for period ending August 31, 2008.**
- 7. Memorandum of Town Administrator, with enclosures, re: New Middletown Police Station – Progress Report No. 3.**
- 8. Memorandum of Town Administrator, with enclosure, re: Request from DEM Public Hearing.**
- 9. Application of Chris Semonelli, President of the Middletown Rotary,**

**for Memorial Proposal to construction a sign at Linden School.  
(Requires review by the War Memorial/Hall of Fame Committee)**

**10. Application of Middletown Columbus Club, Inc., 7 Valley Road, for  
RENEWAL of Bingo License for the 2008-2009 licensing year.**

**11. Application of Blue Plate Diner, Inc. dba Blue Plate Diner, 665  
West Main Road, for RENEWAL of Mechanical Amusement Device  
License for the 2008-2009 licensing year.**

**12. Applications received from the following named persons, firms or  
corporations for RENEWAL of Victualling House Licenses, Additional  
Hours of Operation, for the 2008-2009 licensing year. (Requires  
Advertising for Public Hearing) (See attached list)**

## **TOWN COUNCIL**

**1. Application for Special Events Permit received from Alicia M. Hicks  
and Patrick Aylward, Thomas J. Burns 5K Run – 1.5-mile walk, Walk  
begins and ends at Middletown High School, Sunday, October 26,  
2008 from 8:00 AM until 2:00 PM. Ms. Hicks requests the permit fee to  
be waived.**

**2. Application of Sally Dwyer dba Beach House Newport, LLC., 42**

**West Main Road, for a Holiday License for the 2008-2009 licensing year. (NEW)**

**3. Application of Lisa Wakefield dba Scooby's Pizza, 1151 Aquidneck Avenue, for a Victualling House License for the 2007-2008 licensing year. (NEW)**

**4. An Ordinance of the Town of Middletown (Second Reading)  
An Ordinance in amendment to the Town Code of the Town of Middletown, Title VII, Traffic Code. (Oxbow Community)**

**5. Resolution of the Council, re: Commendation for Danielle McCalla.**

**6. Communication of Manuel J. Mello, Jr., Beacon Terrace, North, Middletown, re: Requests to discuss construction projects within the Town.**

**7. Communication of Town Administrator, with enclosures, re: Award of contract for Engineering Services, Marshall Village Pump Station.**

**8. Resolution of the Council, re: Approving award of contract for Engineering Services, Marshall Village Pump Station.**

**9. Memorandum of Town Administrator, with enclosures, re: Surplus Property.**

**10. Resolution of the Council, re: Declaring Surplus Property.**

**11. Memorandum of Town Administrator, with enclosures, re: Review of Alcohol Ordinances.**

**12. Communication of Councillor Santos, Representing the War Memorial/Hall of Fame Committee, with enclosures, re: Plaque dedicated to the Kempenaar Family at the New Police facility.**

**13. Communication of Jimmy Winters and Joyce Williams, Newport County NAACP, re: Request for support by placing an ad in the Anniversary Souvenir Booklet for Newport County NAACP Branch's 89th Annual Awards Dinner.**

**14. Appointment of one (1) member to the Middletown Tax Assessment Review Board to complete a term expiring October 2011. (Bi-partisan Board)**

## **PUBLIC FORUM SESSION**

**Pursuant to Rule 23 of the Rules of the Council, Citizens may address the town on one (1) subject only, said subject of substantive Town business, neither discussed during the regular meeting nor related to personnel or job performance. Citizens may speak for no longer than five (5) minutes and must submit a public participation form to the**

**Council Clerk prior to the start of the meeting.**

**Wendy J. W. Marshall, CMC**  
**Clerk**

**Town**

**This meeting location is accessible to the handicapped. Individuals requiring interpreter services for the hearing impaired should notify the Town Clerk's Office not less than 48 hours before this meeting.**